

**RULES  
OF  
TENNESSEE DEPARTMENT OF HUMAN SERVICES  
TENNESSEE BUSINESS ENTERPRISES**

**CHAPTER 1240-6-14  
HEALTH INSURANCE AND RETIREMENT PROGRAM**

**TABLE OF CONTENTS**

1240-6-14-.01	Health Insurance Eligibility.	1240-6-14-.03	Contributions to the Retirement Plan.
1240-6-14-.02	Retirement Benefits Eligibility.		

**1240-6-14-.01 HEALTH INSURANCE ELIGIBILITY.**

- (1) Pursuant to a majority vote of all licensed managers, vending machine income received by the agency, not payable to licensed managers as provided in 34 CFR §395.8 and which is sufficient in amount shall be used in accordance with 34 CFR §395.9 to provide health insurance coverage to all licensed, permanently assigned vending facility managers and eligible dependents.
- (2) Managers who are not actively employed and who have established transfer or demotion eligibility shall continue to receive the health insurance benefits so long as there is an accrual of seniority in accordance with 1240-6-3-.06 and/or 1240-6-3-.09(2). Licensed managers who are temporarily assigned shall not receive such coverage.

**Authority:** TCA §§4-5-201 et seq., 14-14-404, 14-14-503, 14-14-508, 71-1-105(12), 71-1-503, 71-4-509, 71-4-604; 34 CFR §395, 395.30(a). **Administrative History:** Original rule filed June 9, 1981; effective August 18, 1981. Amendment filed May 25, 1983; effective June 25, 1983. Amendment filed December 11, 1986; effective January 25, 1987. (Formerly numbered 1240-6-14-.02). Repeal and new rule filed April 27, 1998; effective August 28, 1998.

**1240-6-14-.02 RETIREMENT BENEFITS ELIGIBILITY.**

- (1) Pursuant to a majority vote of all licensed managers, vending machine income received by the agency, not payable to licensed managers as provided in 34 CFR §395.8 shall be used, in accordance with 34 CFR §395.9, to provide a retirement plan for all licensed permanently assigned vending facility managers.
- (2) Managers who are not actively employed and who have established transfer or demotion eligibility shall continue to receive the retirement benefits so long as there is an accrual of seniority, in accordance with 1240-6-3-.06 and/or 1240-6-3-.09(2). Licensed managers who are temporarily assigned shall not receive such benefits.

**Authority:** TCA §§4-5-201 et seq., 14-14-404, 14-14-503, 14-14-508, 71-1-105(12), 71-4-503, 71-4-509, 71-4-604; 34 CFR §395. **Administrative History:** Original rule filed June 9, 1981; effective August 18, 1981. Amendment filed May 25, 1983; effective June 25, 1983. Amendment filed December 11, 1986; effective January 25, 1987. (Formerly numbered 1240-6-14-.02). Repeal and new rule filed April 27, 1998; effective August 28, 1998.

**1240-6-14-.03 CONTRIBUTIONS TO THE RETIREMENT PLAN.**

- (1) Each manager shall have a retirement account established in his/her name and, if the moneys are available after contributing funding to the health insurance program, the agency shall make contributions to the retirement plan on an annual basis, if possible. The managers shall have the option of contributing as his/her circumstances allow.

(Rule 1240-6-14-.03, continued)

- (2) Any manager who withdraws all, or any portion, of the contribution made by the agency, and/or the accrued interest regarding such contributions, shall not be eligible to receive further contributions from the agency until the amount withdrawn has been repaid in full. Managers withdrawing moneys from the account which they have contributed shall not lose their eligibility to receive contributions from the agency.

**Authority:** TCA §§4-5-201 et seq., 14-14-404, 14-14-503, 14-14-508, 71-1-105(12), 71-4-604(c); 34 CFR §395, 34 CFR §395.14(b)(1). **Administrative History:** Original rule filed June 9, 1981; effective August 18, 1981. Amendment filed May 25, 1983; effective June 25, 1983. Amendment filed December 11, 1986; effective January 25, 1987. (Formerly numbered 1240-6-14-.02). Repeal and new rule filed April 27, 1998; effective August 28, 1998.